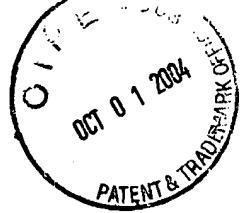


10-04-04

RCE & JFW

Express Mail Label No. EV 336 041 067 US

Attorney Docket No. 55325-8166.US01



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Huang et al.
Serial No.: 10/020,671
Filing Date: December 12, 2001
Examiner: Kishore, G.
Group Art Unit: 1615
Confirmation No. 3413
For: LIPOSOME COMPOSITION FOR DELIVERY OF NUCLEIC ACID

Request for Continued Examination (RCE) Transmittal

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000, provides for continued examination of an utility or plant application, filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Mail Stop RCE
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

Note: 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. §1.114

Enclosed

- Amendment
- Corrected Declaration
- An Information Disclosure Statement, Form PTO-1449 and copies of all cited references
- Communication with copy of previously submitted Form PTO-1449
- Check in the amount of \$790.00 covering fees due.

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790.00 0P

2. Miscellaneous

Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of months.

(Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)

3. Fees *The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when RCE is filed.*

A check in the amount of \$790.00 is enclosed to cover the following fees
 RCE fee required under 37 CFR §1.17(e) - \$790.00

The Director is hereby authorized to charge any underpayment in fees (or credit any overpayments) to Deposit Account No. 50-2207.

Respectfully submitted,

Date: October 1, 2004

Jacqueline F. Mahoney
Registration No. 48,390

Correspondence Address:

Customer No. 22918
(650) 838-4410



**UNITED STATES DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: HUANG ET AL.

APPLICATION No.: 10/020,671

FILED: DECEMBER 12, 2001

FOR: LIPOSOME COMPOSITION FOR DELIVERY
OF NUCLEIC ACID

EXAMINER: KISHORE, G.

ART UNIT: 1615

CONFIRMATION NO: 3413

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Amendment Under 37 C.F.R. § 1.111

Sir:

Please amend the above-identified application as follows:

Amendments to the Specification are on page 2 of this paper.

Remarks/Arguments are on page 3 of this paper.